

BEFORE THE FLORIDA JUDICIAL QUALIFICATIONS COMMISSION

INQUIRY CONCERNING A
JUDGE, No. 03-14

_____ /

**FIRST REQUEST FOR THE PRODUCTION OF DOCUMENTS
TO THE FLORIDA JUDICIAL QUALIFICATIONS COMMISSION**

Pursuant to Rule 12 of the Rules of the Florida Judicial Qualifications Commission, the Florida Judicial Qualifications Commission is requested to produce for inspection and copying the documents described below at the offices of Kirkconnell, Lindsey, Snure & Yates, P.A., 1150 Louisiana Avenue, Suite 1, Winter Park, Florida, by May 4, 2004.

Definitions and Instructions

A. As used herein, the term “document” means originals, drafts or exact copies thereof, of any kind of written or graphic matter, however produced or reproduced, of any kind or description, and all copies thereof which are different in any way from the original, including, without limitation, any paper, correspondence, telegram, telex, facsimile, contract, note, stenographic or handwritten note, book, manual, account, invoice, report, receipt, record, transcript, letter, memorandum, statement, agreement, check, check stub, bank statement, income tax form, chart, log, ledger, diary, calendar, graph, diagram, study, publication, pamphlet, film, map, minutes, microfilm or microfiche, computation, data processing card, computer record, tape or printout, and any other form of electronic media and things similar to any of the foregoing, which the Florida Judicial Qualifications Commission has or has had access to, or of which the Florida Judicial Qualifications Commission has knowledge.

B. “Communication” or “communications” mean every manner or means of disclosure, transfer or exchange, and every disclosure, transfer or exchange of information, whether orally or face-to-face or by telephone, mail, personal delivery, document or otherwise.

C. As used herein, the terms “referring to” or “relating to” includes pertaining to, or having as its subject matter, directly or indirectly, expressly or impliedly, the subject matter of the specific request.

D. As used herein, the terms “you,” “your” and “yours” mean the Florida Judicial Qualifications Commission.

E. In the event any document called for in this request for production is withheld on the basis of a claim of privilege: (i) identify the document by date, author and type of document: (ii) provide the names and current addresses of all persons to whom the document was distributed or shown; (iii) state the general subject matter of the document: and (iv) state the nature of the privilege asserted.

Documents Requested

1. A copy of each and every document identified in Response to Interrogatory
No. 1.
2. A copy of each and every document identified in Response to Interrogatory
No. 2.
3. A copy of each and every document identified in Response to Interrogatory
No. 3.
4. A copy of each and every document identified in Response to Interrogatory
No. 4.
5. A copy of each and every document identified in Response to Interrogatory
No. 5.
6. A copy of each and every document identified in Response to Interrogatory
No. 6.
7. A copy of each and every document identified in Response to Interrogatory
No. 7.
8. A copy of each and every document identified in Response to Interrogatory
No. 8.
9. A copy of each and every document identified in Response to Interrogatory
No. 9.
10. A copy of each and every document identified in Response to Interrogatory
No. 10.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail this ____ day of March, 2004 to: THOMAS C. MacDONALD, JR., ESQ., General Counsel for the Florida Judicial Qualifications Commission, 1904 Holly Lane, Tampa, Florida 33629; MARK HULSEY, ESQ. and E. LANNY RUSSELL, ESQ.,

Special Counsel for the Florida Judicial Qualifications Commission, Smith Hulsey & Busey, 225 Water Street, Suite 1800, Jacksonville, Florida 32202; and JOHN R. BERANEK, ESQ., Ausley & McMullen, P.A., 227 South Calhoun Street, P.O. Box 391, Tallahassee, Florida 32301.

**Kirkconnell, Lindsey, Snure & Yates,
P.A.
1150 Louisiana Ave., Suite 1
P.O. Box 2728
Winter Park, FL 32790-2728
Phone: (407) 644-7600**

**Kirk N. Kirkconnell
Fla. Bar No.: 111988**